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8 ATTORNEYS FOR PLAINTIFF, STARVONA HARRIS,
8 JONATHAN STRICKLAND AND THOSE SIMILARLY SITUATED

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11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**
13 **OAKLAND DIVISION**

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15 STARVONA HARRIS AND JONATHAN) CASE No. 4:17-cv-00446 HSG
15 STRICKLAND, INDIVIDUALLY AND ON)
16 BEHALF OF THOSE SIMILARLY SITUATED,) STIPULATION RELATING TO CLASS
16 PLAINTIFFS,) CERTIFICATION MOTION; ORDER
17) THEREON
17 V.)
18)
19 BEST BUY STORES, L.P., A LIMITED)
19 PARTNERSHIP,)
20 DEFENDANT.)
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22)-----
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1 In June, 2017, the parties submitted a Joint Case Management Conference
2 Statement, in which both parties requested that Plaintiffs file their class certification
3 motion in October, 2017. [Dkt. No. 42.] In response, the Court set a deadline for a
4 hearing relating to the class certification motion of November 30, 2017, along with a
5 normal briefing schedule. [Dkt. No. 44.] Thus, the contemplated filing date was October
6 26, 2017 (35 days prior to November 30, 2017). The Court also set other deadlines,
7 including a discovery deadline of September 29, 2017. Plaintiffs' counsel noticed that as
8 of late last week, the Court's scheduling notes indicate that no hearing dates are available
9 prior to November 30, 2017. Consequently, Plaintiffs are concerned the November 30,
10 2017 hearing date will be taken well before it is prepared to file a class certification
11 motion by late October, 2017.

12 Magistrate Judge Westmore also ordered Defendant to produce documents and
13 information that Plaintiffs intend to use for class certification, which is due on September
14 22, 2017. [Dkt. No. 72.] The parties also have a number of discovery issues that, if not
15 resolved very soon, will need to be addressed by Magistrate Judge Westmore.

16 Given the above and the parties' desire for additional time to file opposition and
17 reply briefs relating to the class certification motion, the parties enter into this stipulation.

18 IT IS HEREBY STIPULATED as follows:

- 19 1. Plaintiffs shall have until October 26, 2017 to file their motion for class
20 certification;
- 21 2. Defendant shall have three weeks after Plaintiffs' class certification motion is
22 filed to file their opposition to Plaintiffs' motion for class certification;
- 23 3. Plaintiffs shall have two weeks after Defendant's opposition to class
24 certification is filed to file their reply brief in support of class certification;
- 25 4. The hearing date shall be the first available date on the Court's calendar, which
26 takes into consideration the briefing schedule above and is at least two weeks
27 after Plaintiffs' reply brief is filed.

1 DATE: SEPTEMBER 19, 2017

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4 BY: /S/ PAGE R. BARNES
PAGE R. BARNES
5 ATTORNEYS FOR PLAINTIFFS, STARVONA
HARRIS, JONATHAN STRICKLAND AND
6 SIMILARLY SITUATED FORMER AND
CURRENT EMPLOYEES OF DEFENDANT

7
8 DATE: SEPTEMBER 19, 2017

MORGAN, LEWIS & BOCKIUS LLP

9
10 BY: /S/ BRYAN L. JARRETT
BRYAN L. JARRETT
11 ATTORNEYS FOR DEFENDANT BEST BUY
12 STORES, L.P.

13
14 **ORDER**

15 For good cause shown, the Court hereby orders as follows:

- 16 1. Plaintiffs shall have until October 26, 2017 to file their motion for class
certification;
- 17 2. Defendant shall have until November 16, 2017 to file their opposition to Plaintiffs'
motion for class certification;
- 18 3. Plaintiffs shall have until November 30, 2017 to file their reply brief in support of
class certification;
- 19 4. The last day to hear the motion for class certification is December 14, 2017 at 2:00
p.m.

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21 Dated: September 20, 2017

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26 Haywood S. Gilliam, Jr.
U.S. District Court Judge